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PART I
GOVERNMENT OF PUNJAB
DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS,
PUNJAB
NOTIFICATION
The 4th July, 2016

No. 26-Leg./2016.-The following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 1st day of July, 2016, is hereby published for general information:-

**THE PUNJAB INFRASTRUCTURE (DEVELOPMENT AND
REGULATION) (AMENDMENT) ACT, 2016.**

(Punjab Act No. 22 of 2016)

AN

ACT

further to amend the Punjab Infrastructure (Development and Regulation) Act, 2002.

BE it enacted by the Legislature of the State of Punjab in the Sixty-seventh Year of the Republic of India as follows :-

1. (1) This Act may be called the Punjab Infrastructure (Development and Regulation) (Amendment) Act, 2016. Short title and commencement.

(2) It shall come into force on and with effect from the date of its publication in the Official Gazette.

2. In the Punjab Infrastructure (Development and Regulation) Act, 2002 (hereinafter referred to as the principal Act), for the existing preamble, the following preamble shall be substituted, namely:- Substitution of preamble of Punjab Act 8 of 2002.

"to provide for creation, development, maintenance and operation of infrastructure and for the matters connected therewith or incidental thereto."

3. In the principal Act, in section 5, for sub-section (1), the following sub-section shall be substituted, namely:- Amendment in section 5 of Punjab Act 8 of 2002.

"(1) The Authority, shall consist of a Chairperson and two other Members, duly appointed by the State Government by notification in the Official Gazette."

4. In the principal Act, in section 23, for sub-section (5), the following sub-section shall be substituted, namely:- Amendment in section 23 of Punjab Act 8 of 2002.

"(5) A contract, after it is sanctioned by the competent authority, shall be signed by the Managing Director, on behalf of the Board:

Provided that where the sanctioning authority of any contract or class of contracts is the Managing Director, such contracts may be signed on behalf of the Board by the Managing Director himself or by any other officer duly authorized by him in this behalf."

5. In the principal Act, in section 28, for sub-section (4), the following sub-sections shall be substituted, namely:-

Amendment in
section 28 of
Punjab Act 8 of
2002.

- "(4) Where the State Government decides not to take up an infrastructure project out of its own funds or it fails to decide in this regard within the period as specified in sub-section (3), then such project shall automatically revert back to the Board.
- (5) Upon receipt of the projects referred to in sub-section (4), the Board, shall decide as to whether a public private partnership project, is to be executed completely on private participation basis and partly out of development fund or totally funding the same out of the development fund and thereafter the Board, in due consultation with the Project Management Team or the Sectoral Sub-Committee, as the case may be, shall,-
- (i) publish the notice containing details of the infrastructure project, in the leading newspapers, inviting objections and suggestions;
 - (ii) assist the Authority in conducting public hearing on objections and suggestions received to finalize the scope of the infrastructure project;
 - (iii) notify infrastructure project inviting bids or placement of request for proposal;
 - (iv) conduct pre-bid processes;
 - (v) conduct evaluation of bids; and
 - (vi) conduct negotiations and recommend the grant of concession by the Board.
- (6) The Board, may take up any engineering, procurement, construction projects or such projects, which do not involve private participation and can be taken up by it out of the development fund or partly out of the development fund and partly from the funds made available by the State Government or any other source (including Centrally or State sponsored Schemes), as the case may be.
- (7) The Board may assign the work of conceptualization, identification, execution and monitoring of any urban or rural infrastructure project, to the district level Urban Infrastructure Committee or the Rural

Infrastructure Committee, as the case may be, duly constituted by the State Government by notification in the Official Gazette, from time to time. The Board, shall release the funds directly to the Deputy Commissioner concerned, for execution of such final projects so recommended by the said Committees."

6. In the principal Act, after section 30-A, the following section shall be inserted, namely:-
- "30-AA. The State Government may for the reasons to be recorded in writing, exempt any project or class of projects, from public hearing, if the same involves larger public interest."
7. In the principal Act, in section 32, in sub-section (1), the words and sign "once every week for three consecutive weeks," shall be omitted.
8. In the principal Act, in section 43, for sub-section (1), the following sub-section shall be substituted, namely :-
- "(1) In case the public infrastructure agency considers that it is necessary to terminate any concession, it may terminate the same strictly in accordance with the provisions of the Concession Agreement signed between the parties by passing a speaking order in this behalf, after affording reasonable opportunity of being heard, to such concessionaire. If such concessionaire feels aggrieved of any such terminations order, he may file an appeal before the Authority, in this behalf stating the reasons, for setting aside of such order."
9. (1) The Punjab Infrastructure (Development and Regulation) (Second Amendment) Ordinance, 2015(Punjab Ordinance No. 8 of 2015), is hereby repealed.
- (2) Notwithstanding such repeal, anything done or any action taken under the Ordinance referred to in sub-section (1), shall be deemed to have been done or taken under this Act.

Insertion of new section after section 30-A of Punjab Act 8 of 2002.

Amendment in section 32 of Punjab Act 8 of 2002.

Amendment in section 43 of Punjab Act 8 of 2002.

Repeal and Saving.

VIVEK PURI,
Secretary to Government of Punjab,
Department of Legal and Legislative Affairs.

PART III

GOVERNMENT OF PUNJAB

OFFICE OF THE EXCISE AND TAXATION COMMISSIONER,
PUNJAB, PATIALA

NOTIFICATION

The 29th June, 2016

No. S.O.51/CST (P)R/1957/R.7/2016.- In pursuance of the provisions of sub-rule (10) of rule 7 of the Central Sales Tax (Punjab) Rules, 1957, read with the Government of Punjab, Department of Excise and Taxation, Notification No.S.O.23/P.A.8/2005/S.3/2016 dated the 17th March, 2016. I, Rajat Agarwal, I.A.S., Commissioner, Punjab, hereby declare that the declaration in Form 'C' bearing numbers 6551304, 6551305, 8309885 and 8309886 of PB/AA/C Series as obsolete and invalid with immediate effect.

RAJAT AGARWAL,
Commissioner, Punjab.